

AMENDED
APPLICATION FOR PERMIT

Nº 38126

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAY-29-1979 New Priority Date MAR 31 1989
Returned to applicant for correction.
Corrected application filed JUN 26 1979
Map filed JUN 26 1979

The applicant Beatty Water and Sanitation District
P.O. Box 66, of Beatty,
Street and No. or P.O. Box No. City or Town
Nevada 89003, hereby make application for permission to appropriate the public
State and Zip Code No.
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.) a municipal corporation

1. The source of the proposed appropriation is underground.
Name of stream, lake or other source.
2. The amount of water applied for is 2 second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet acre-feet
3. The water to be used for Municipal Purposes
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated)
(b) Stockwater (state number and kinds of animals to be watered)
(c) Other use (describe fully under "No. 12. Remarks")
(d) Power:
(1) Horsepower developed
(2) Point of return of water to stream
5. The water is to be diverted from its source at the following point: SW $\frac{1}{4}$, NW $\frac{1}{4}$ of Section 26,
Township 11 South, Range 46 East, Mount Diablo Meridian or at a
point from which the South one quarter corner of said Section 26
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
bears South 38° 04' 03" East 3470.37 feet.
it should be stated.
6. Place of use within the boundaries of said District within Section 7,
Describe by legal subdivision, if on unsurveyed land it should be so stated.
Township 12 South, Range 47 East, Mount Diablo Meridian, Nye County,
Nevada.
7. Use will begin about January 1st and end about December 31st, of each year.
Day and Month Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Driven well, storage tank and pipe
line from point of diversion to a storage tank in Beatty.
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$150,000.00
10. Estimated time required to construct works.....one year
11. Estimated time required to complete the application to beneficial use.....two years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Application fee previously paid for this permit which is a
revision to show the true point of diversion.

Applicant Beatty Water and Sanitation District

By s/ Marvin Walker

Marvin Walker, District Manager
P.O. Box 66
Beatty, Nevada 89003

Compared lp/bl

bc/bl

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit is granted as a preferred use for municipal purposes and is subject to the conditions of Ruling No. 2531 dated April 11, 1980.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, but not to exceed 147.0

million gallons annually.

Actual construction work shall begin on or before.....January 8, 1981

Proof of commencement of work shall be filed before.....February 8, 1981

Work must be prosecuted with reasonable diligence and be completed on or before.....January 8, 1982

Proof of completion of work shall be filed before.....February 8, 1982

Application of water to beneficial use shall be made on or before.....January 8, 1985

Proof of the application of water to beneficial use shall be filed on or before.....February 8, 1985

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed FEB 17 1981

Completion of work filed FEB 18 1982

Proof of beneficial use filed APR 26 1994

Cultural map filed

Certificate No. 13951 Issued OCT 20 1994

Recorded MAR 20 1989 Bk. Page.

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 8th day of JULY

A.D. 19 80

William J. Newman
State Engineer

APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
318 (Rev.)
Marvin Walker 5/24/89